

PROCEEDINGS OF THE COMMON COUNCIL
IN . . . REGULAR . . . SESSION
TUESDAY . . . APRIL 22 . . . 19 80

CITY OF FORT WAYNE, INDIANA
JOURNAL OF THE PROCEEDINGS
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE
COUNCIL CHAMBERS TUESDAY EVENING APRIL 22 A.D., 19 80,
IN REGULAR SESSION. PRESIDENT VIVIAN G. SCHMIDT
IN THE CHAIR, AND CHARLES W. WESTERMAN CLERK, AT THE DESK,
PRESENT THE FOLLOWING MEMBERS VIZ:
BURNS ✓, EISBART ✓, GiaQUINTA A,
NUCKOLS ✓, SCHMIDT, D. ✓, SCHMIDT, V. ✓,
SCHOMBURG ✓, STIER ✓, TALARICO ✓,
ABSENT _____
COUNCILMAN _____, _____, _____,
_____, _____, _____,

THE INVOCATION WAS GIVEN BY _____

RECEIVED REPORT FROM THE CITY CONTROLLER FOR THE MONTH OF
_____, 19____. MOTION MADE AND CARRIED THAT REPORT BE MADE
A MATTER OF RECORD AND PLACED ON FILE.

THE MINUTES OF THE LAST REGULAR APRIL 8, 19 80,

_____, 19 ____,
SPECIAL _____, 19 ____,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED
AND PUBLISHED.



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

office of the mayor

April 9, 1980

To the Common Council
Gentlemen and Mrs. Schmidt:

Today, April 9, 1980, I have approved the following ordinances passed by the Common Council at its regular meeting of April 8, 1980.

(Bill No. A-80-03-18)
APPROPRIATION ORDINANCE NO. A-05-80

AN ORDINANCE APPROPRIATING ADDITIONAL FUNDS FROM THE AVIATION GENERAL FUND NO. 120 TO THE 1980 BUDGET OF THE BOARD OF AVIATION COMMISSIONERS

(Bill No. S-80-03-19)
SPECIAL ORDINANCE NO. S-30-80

AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF \$825,000 INDUSTRIAL DEVELOPMENT REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA, TO FINANCE THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF CERTAIN ECONOMIC DEVELOPMENT FACILITIES LOCATED IN THE CITY: AUTHORIZING THE EXECUTION OF A FINANCING AGREEMENT: PROVIDING FOR THE LOAN OF THE PROCEEDS OF THE BONDS TO KEEBLER COMPANY: AUTHORIZING AN INDENTURE OF TRUST APPROPRIATE FOR THE PROTECTION DISPOSITION OF THE REVENUES FROM SUCH FACILITIES: AUTHORIZING THE EXECUTION OF A BOND PURCHASE AGREEMENT WITH THE UNDERWRITER OF THE BONDS: AND AUTHORIZING THE TERMS AND SALE OF SAID BONDS

(Bill No. S-80-03-20)
SPECIAL ORDINANCE NO. S-31-80

AN ORDINANCE authorizing the issuance and sale of \$800,000 First Mortgage Revenue Bonds, Series 1980, (Gridcraft, Inc. Project) of the City of Fort Wayne, Indiana, and approving other actions in respect thereto

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

(Bill No. S-80-03-21)
SPECIAL ORDINANCE NO. S-32-80

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "ECONOMIC DEVELOPMENT FIRST MORTGAGE REVENUE BONDS, SERIES 1980 (HAGERMAN CONSTRUCTION CORPORATION PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO

(Bill No. R-80-03-16)
RESOLUTION NO. R-33-80

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$835,000.00 Economic Development Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the Applicant to proceed with the acquisition, construction and equipping of the Project

(Bill No. R-80-03-22)
RESOLUTION NO. R-34-80

A RESOLUTION finding, determining, ratifying and confirming an inducement resolution of the Fort Wayne Economic Development Commission relating to the issuance and sale of up to \$2,000,000 economic development revenue bonds of the City of Fort Wayne, Indiana, for the purpose of inducing Ryder Truck Lines, Inc. to proceed with the acquisition, construction and equipping of a freight terminal facility; determining to issue economic development revenue bonds, approving Preliminary Agreement; and designating costs which may be financed

(Bill No. R-80-03-23)
RESOLUTION NO. R-35-80

A RESOLUTION finding, determining and ratifying an inducement resolution of the Fort Wayne Economic Development Commission authorizing the issuance and sale of \$1,250,000 Economic Development Revenue Bonds of the City of Fort Wayne, Indiana, for the purpose of inducing the Applicant to proceed with the acquisition, construction and equipping of the Project and to also induce the Users of the Projects to acquire the Projects

(Bill No. R-80-04-06)
RESOLUTION NO. R-36-80

A RESOLUTION authorizing payments for repairs to certain damaged vehicles owned by the City of Fort Wayne, Indiana

(Bill No. Z-79-09-06)
ZONING MAP ORDINANCE NO. Z-11-80

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-3

(Bill No. Z-80-02-03)
ZONING MAP ORDINANCE NO. Z-12-80

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. M-7

(Bill No. Z-80-02-04)
ZONING MAP ORDINANCE NO. Z-13-80

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. L-14

(Bill No. Z-80-02-32)
ZONING MAP ORDINANCE NO. Z-14-80

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. K-10

(Bill No. G-79-11-23)
GENERAL ORDINANCE NO. G-07-80

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Johnson Street

(Bill No. G-79-011-24)
GENERAL ORDINANCE NO. G-08-80

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of a portion of Bright Street

(Bill No. S-80-03-30)
SPECIAL ORDINANCE NO. S-33-80

AN ORDINANCE approving a contract for Street Light Resolution No. 138-79, between the City of Fort Wayne, Indiana and T & F Construction Corporation for installation of street lighting with underground wiring

(Bill No. S-80-03-31)
SPECIAL ORDINANCE NO. S-34-80

AN ORDINANCE approving Change Order No. 2, Contract No. 77-W-3, St. Joseph Dam and Pump Station Addition

(Bill No. S-80-03-28)
SPECIAL ORDINANCE NO. S-35-80

AN ORDINANCE approving an Agreement between the City of Fort Wayne, Indiana, and Sewage Utilities of Indiana, Inc., (Pine Valley) for the treatment of sewage material

(Bill No. S-80-03-29)
SPECIAL ORDINANCE NO. S-36-80

AN ORDINANCE approving a contract for Water Contract #8001, between the City of Fort Wayne, Indiana and John Hartman Investment Corporation for construction of water main system

(Bill No. S-80-03-32)
SPECIAL ORDINANCE NO. S-37-80

AN ORDINANCE approving an Agreement between the City of Fort Wayne, Indiana, and Diversified Utilities, Inc. for the treatment of sewage material (Aboite Twp)

(Bill No. S-80-03-33)
SPECIAL ORDINANCE NO. S-38-80

AN ORDINANCE approving an Agreement between the City of Fort Wayne, Indiana, and Clearwater Utilities, Inc. for the treatment of sewage material

(Bill No. S-80-03-34)
SPECIAL ORDINANCE NO. S-39-80

AN ORDINANCE approving an Agreement between the City of Fort Wayne, Indiana, and Diversified Utilities, Inc. for the (Lake River Estates) treatment of sewage material

(Bill No. S-80-03-35)
SPECIAL ORDINANCE NO. S-40-80

AN ORDINANCE approving an Agreement between the City of Fort Wayne, Indiana, and Diversified Utilities, Inc. for the treatment of sewage material (Maysville Road Pumping Station)

Respectfully yours,



Win Moses, Jr.
Mayor

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 17/80/E
18/80/D

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolutions a matter of record
and incorporate them into the minutes of the next Common
Council Meeting.

Respectfully submitted,


Betty M. Stein, Chairwoman
Board of Public Safety

MADE A MATTER OF RECORD
MADE A MATTER OF RECORD

DATE _____ CHARLES W. WESTERMAN, CITY CLERK

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 17/80/E
18/80/D)

I hereby certify that I did this 7th day of
April, 19 80 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. 17/80/E
18/80/D of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.

William H. White
CHAIRMAN, Board of Public Safety
Member

(Adopted April 7, 1980)

WHEREAS, a special condition has arisen justifying the
Temporary Experimental Regulation hereinafter ordered, with
regard to STOP INTERSECTION (EMERGENCY)

Dodge Ave. -- stop -- for Florida Dr.

REGULATORY RESOLUTION NO. 18/80/D

(Adopted April 7, 1980)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 14 of said chapter delegates to this Board authority to DELETE: PREFERENTIAL INTERSECTION
(DELEGATED)

_____;

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 3, 19 80, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 14 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective

April 7, 19 80, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

PREFERENTIAL INTERSECTION (DELEGATED)

Florida Dr. -- pref. -- at Dodge Ave.

DATE _____ MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Number: 19/80/E

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolution a matter of record and
incorporate it into the minutes of the next Common Council
Meeting.

Respectfully submitted,



Betty M. Stein, Chairwoman
Board of Public Safety

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 19/80 E)

I hereby certify that I did this 9th day of April, 19 80 deliver to each, the City Traffic Engineer, the Chief of Police, the City Attorney, the City Clerk and the President of the Common Council of the City of Fort Wayne, Indiana respectively, a copy of the within Regulatory Resolution No. 19/80/E of the Board of Public Safety of the City of Fort Wayne, duly certified by me as Chairman of said Board, in accordance with the provisions of Section 17-4 of Chapter 17, of the Code of the City of Fort Wayne, Indiana 1974.


CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 19/80/E

(Adopted April 9, 19 80)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to DELETE: NO PARKING (EMERGENCY) AND STOP INTERSECTION (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 7, 19 80, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 9, 19 80, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE:

NO PARKING (EMERGENCY)

Boltz St. -- south side -- from Lafayette St. to Warsaw St.

STOP INTERSECTION (EMERGENCY)

Brown St. -- stop -- for Paul St.

President of the Common Council
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of
Public Safety Regulatory Resolution Numbers: 20/80/E
21/80/D

For the purpose of enforcement, please make this communication
and the attached Regulatory Resolutions a matter of record and
incorporate them into the minutes of the next Common Council
Meeting..

Respectfully submitted,



Betty McCain
Board of Public Safety, Chairwoman

MADE A MATTER OF RECORD
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

R E T U R N C E R T I F I C A T E

(Regulatory Resolution No. 20/80/E
21/80/D)

I hereby certify that I did this 11th day of
April, 1980 deliver to each, the City Traffic
Engineer, the Chief of Police, the City Attorney, the City
Clerk and the President of the Common Council of the City
of Fort Wayne, Indiana respectively, a copy of the within
Regulatory Resolution No. 20/80/E
21/80/D of the Board of Public
Safety of the City of Fort Wayne, duly certified by me as
Chairman of said Board, in accordance with the provisions
of Section 17-4 of Chapter 17, of the Code of the City of
Fort Wayne, Indiana 1974.



CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 20/80/E

(Adopted April 11, 1980)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to NO PARKING 8 AM - 9 AM and 3 PM - 4 PM WEEKDAYS
ONLY (EMERGENCY)

_____: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated April 9, 1980, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 11, 1980, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING 8 AM - 9 AM and 3 PM - 4 PM WEEKDAYS ONLY (EMERGENCY)

Woodward Ave. -- east side -- from 220 ft. North of E. State Blvd.
to Lynn Ave.

REGULATORY RESOLUTION NO. 21/80 /D

(Adopted April 11, 1980)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 121 of said chapter delegates to this Board authority to NO PARKING (DELEGATED)

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 9, 1980, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 121 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective

April 11, 1980, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (DELEGATED)

Edsall Ave. -- west side -- from the south property line of
New Haven Ave. to 200 ft. south thereof.

DATE

MADE A MATTER OF RECORD
CHARLES W. WESTERMAN, CITY CLERK



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

Room 122 — Mark E. GiaQuinta — Councilman, 5th District

April 22, 1980

To the Common Council
Fort Wayne, IN

I shall be unable to attend this evening's meeting because of
out of town commitments..

Respectfully yours,

Mark GiaQuinta
5th District Councilman

THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 22nd day of April, 19 80 that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this _____ day of _____, 19 ____.

Charles W. Westerman
City Clerk